

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS
COMMERCE COMMISSION

JAN 9 12 31 PM '72 **ORIGINAL**

CHIEF CLERK'S OFFICE

CLINTON COUNTY ELECTRIC)
COOPERATIVE, INC. an Illinois)
not for profit corporation,)
and)
ILLINOIS POWER COMPANY, an)
Illinois Corporation,)

Docket No. 00-0155

**AMENDED JOINT PETITION FOR APPROVAL OF AMENDMENT
NO. 4 TO THE SERVICE AREA AGREEMENT DATED MAY 8, 1972
BETWEEN CLINTON COUNTY ELECTRIC COOPERATIVE, INC.,
AND ILLINOIS POWER COMPANY**

CLINTON COUNTY ELECTRIC COOPERATIVE, INC., an Illinois not for profit corporation (CCEC) and ILLINOIS POWER COMPANY (Illinois Power), hereby file this Joint Petition with the Illinois Commerce Commission, pursuant to Section 6 of the Electric Suppliers Act (Act) for approval of an amendment to the Service Area Agreement between CCEC and Illinois Power, dated May 8, 1972, (Service Area Agreement) and approved by the Illinois Commerce Commission (Commission) by order entered in Docket No. ESA 149, on September 20, 1972 and in support thereof states as follows:

1. CCEC and Illinois Power are both electric suppliers subject to the jurisdiction of the Act.
2. CCEC and Illinois Power entered into a Service Area Agreement, dated May 8, 1972, which agreement was approved by the Commission in Docket No. ESA 149 on September 20, 1972.
3. CCEC and Illinois Power have found it necessary to amend such Service Area Agreement in order to avoid duplication of facilities and minimize inconvenience and

inefficiencies to the public. CCEC releases customers to Illinois Power more fully described in Amendment 4, Exhibit A. Illinois Power and CCEC agree to serve Olde-Town North subdivision in Aviston, IL as shown in Exhibit B. Lastly, Illinois Power will obtain territory from CCEC shown in Exhibit C in exchange for territory shown in Exhibit D.

4. A copy of the Service Area Agreement between CCEC and Illinois Power is attached hereto as Exhibit E.

5. Attached hereto is Amendment 4 to the Service Area Agreement between Illinois Power and CCEC reflecting the changes more fully described in Exhibits A, B, C and D.

6. Such Amendment No. 4 to the Service Area Agreement will tend to increase the efficiency of the Joint Petitioners in rendering electric service to the public.

7. The terms of Amendment No. 4 will not change the electric supplier of any customer now being served by either Petitioner on the date that said amendment was executed.

8. The Service Area Agreement provides in Sections 7 and 9 thereof that if either party should request the other to furnish electrical service to a customer who the requesting party is entitled to serve by virtue of the agreement and the other party does render such service, the agreement shall not be thereby rendered void but should remain in full force and effect and further provides that any agreement between the parties made for the furnishing of such service to such customer shall be in the form of an amendment to the agreement and subject to the approval of the Commission.

9. This Amendment No. 4 to the Service Area Agreement is reasonable and in the public interest and should be approved by the Commission.

10. Attached to this Joint Petition and identified as Exhibit F is the CCEC Electric Supplier Release Form duly executed by Mr. Bob Bernreuter at 309 Scott-Troy, O'Fallon,

Illinois, 62269 and dated October 31, 1996. With reference to the residence in Exhibit F, the residence is located in Area A. The parties negotiated a customer release as opposed to a complete boundary line adjustment for the customer identified in Exhibit F. The parties do not want a boundary line adjustment for the customer identified in Exhibit F.

11. There are no current applications for electric service for any premise located in the area more fully described in Exhibits A, B, C and D, attached to the Joint Petition.

12. The area which is more fully described in Exhibits A, B, C and D is contiguous to the existing boundary line in effect prior to the proposed Amendment Number Four (4).

WHEREFORE, the Petitioners pray that Amendment Number (4) to the Service Area Agreement is reasonable and in the public interest and should be approved by the Commission.

CLINTON COUNTY ELECTRIC COOPERATIVE, INC.

By: *James B. Riddle*
PRESIDENT

ILLINOIS POWER COMPANY

By: *Bob [unclear]*

HUGHES, HILL & TENNEY, L.L.C.
236 N. Water Street, Ste. 400
P.O. Box 560
Decatur, IL 62525-0560
(217) 428-5383

STATE OF ILLINOIS)
) SS:
COUNTY OF CLINTON)

VERIFICATION

I, the undersigned being first duly sworn deposes and state that I am the President
_____ of Clinton County Electric Cooperative, Inc. and that I have read the foregoing
Amended Joint Petition filed in the above cause and know the content thereof and the same is
true to the best of my knowledge, information and belief.

James B. Riddle
JAMES B. Riddle

Subscribed and sworn to before me this 26th day of DECEMBER, 2001.



Ralph J. Kuhl
Notary Public

STATE OF ILLINOIS)
) SS.
COUNTY OF MACON)

VERIFICATION

ROBERT PERKES, being duly sworn on oath deposes and states that he is an employee
of ILLINOIS POWER COMPANY; that he is familiar with the facts relating to the foregoing
cause; that he has read the foregoing Amended Joint Petition filed in the above cause and know
the content thereof and the same is true to the best of his knowledge, information and belief.

Robert Perkes
ROBERT PERKES

Subscribed and sworn to before me this 21st day of December, 2001.

Laura A. Krohe
Notary Public

